

REMARKS / ARGUMENTS

Claims 1-8, 10-13, 15-20 and 25-27 were pending in the above-captioned patent application at the time of the present Office Action. The Office Action rejects claims 1-8, 10-13 and 25-27. Claims 15-20 are allowed. In response to the rejections, applicant amends claims 1, 8, 10, and 25. Each specific ground of rejection is addressed below.

Rejections Under 35 U.S.C. §102

Claims 1-8, 10-13 and 25-27 have been rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 2,483,309 to Amaducci. It is respectfully submitted that Amaducci is non-analogous prior art with respect to the present invention, insofar as Amaducci relates to the design of furniture, namely, a combination folding chair and table, while the present claims relate to a motorcycle seating unit. Although both are in the most general sense directed to a seating platform for a person, the furniture of Amaducci only has utility in a static environment, such as a residence or place of business, while the claimed motorcycle seating unit only has utility in the dynamic environment of a motorcycle operating on an open road. Accordingly, the design criteria for chair and table furnishings and motorcycle seats are entirely unrelated and the skilled artisan would not look to prior art furniture designs for teaching relating to the design of motorcycle seats.

Even if, for the sake of argument, Amaducci is deemed analogous prior art with respect to the present invention, it is respectfully submitted that amended claims 1, 8, 10, and 25 traverse the instant ground of rejection by reciting at least one limitation not disclosed in Amaducci. In particular amended claims 1, 8, 10, and 25 require a seat which is attachable to a contoured motorcycle chassis and which is configured to conform to contours of the motorcycle chassis. Clearly, Amaducci contains no such teaching or suggestion of these claim limitations. Claims 2-7, 11-13, 26 and 27 are likewise allowable as depending directly or indirectly on allowable claims 1, 8, 10, or 25.

Claims 1-8, 10-13 and 25-27 have been rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 584,132 to Hunzinger. It is respectfully submitted that

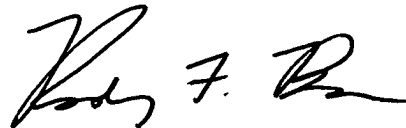
Application No. 10/600,897
Amendment dated October 11, 2005
Reply to Office Action of July 11, 2005

Hunzinger is non-analogous prior art with respect to the present invention for substantially the same reason as set forth above with respect to Amaducci. It is likewise respectfully submitted that amended claims 1, 8, 10, and 25 traverse the instant ground of rejection with respect to Hunzinger for substantially the same reason as set forth above with respect to Amaducci. Claims 2-7, 11-13, 26 and 27 are likewise allowable as depending directly or indirectly on allowable claim 1, 8, 10, or 25.

Conclusion

In conclusion, applicant respectfully asserts that all pending claims 1-8, 10-13, 15-20 and 25-27 in the instant patent application are allowable for the reasons set forth above. Accordingly, an early notice of allowance is earnestly solicited. The Examiner is requested to call the undersigned at (858) 272-8705 for any reason that would advance the instant application to issue.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Rodney F. Brown". The signature is fluid and cursive, with the first name "Rodney" being the most prominent part.

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